



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

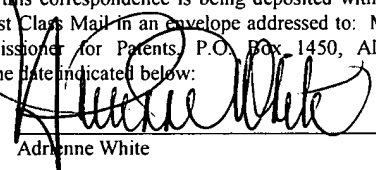
Appl. No. : 09/965,426
Applicant : Gary R. DelDuca *et al.*
Filed : September 27, 2001
Title : Modified Atmospheric Packages and Methods for Making the Same

TC/A.U. : 1761
Examiner : Robert A. Madsen

Docket No. : 47097-01106USC1

**AMENDMENT & REPLY TO FINAL OFFICE ACTION
DATED AUGUST 12, 2005**

Mail Stop After Final
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Mail Stop After Final, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 on the date indicated below:	
<u>12/12/2005</u> Date	 Adrienne White

Dear Commissioner:

The Final Office Action was mailed on August 12, 2005 and the shortened statutory time period to respond was three months or November 12, 2005. The Applicants are filing a one month extension extending the time for responding to December 12, 2005 and, thus, this response is timely. Applicants are also concurrently filing a Request for Continued Examination (RCE) Transmittal. In response to the Office Action mailed August 12, 2005, please consider the following amendment and remarks:

Amendments to the Claims are reflected in the Listing of Claims that begins on page 2 of this paper.

Remarks begin on page 19 of this paper.